

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE

In re Tyco International, Ltd.  
Multidistrict Litigation (MDL 1335)

CASE NO. 02-md-1335-B

Tyco International, LTD

v.

L. Dennis Kozlowski  
and Mark H. Swartz

Civil No. 03-1339-PB

**SUGGESTION OF REMAND**

Pretrial proceedings on common matters have been substantially completed in Tyco v. L. Dennis Kozlowski and Mark H. Swartz, Civil No. 03-1339-PB. The parties in this case are in agreement that it should be remanded to the court where it was originally filed, and the court has determined that a remand order will best serve the expeditious resolution of this case. Accordingly, the court recommends that the Judicial Panel on Multidistrict Litigation remand the above-referenced case to the court in which it was originally filed.

SO ORDERED.

/s/Paul Barbadoro  
Paul Barbadoro  
United States District Judge

August 5, 2009

cc: Counsel of Record